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Please Direct All Correspondence to Customer Number **20995****AMENDMENT / RESPONSE TRANSMITTAL**

Applicants : John McDonald et al.  
App. No : 10/726,256  
Filed : December 2, 2003  
For : SUSPENSION PACKAGING  
ASSEMBLY  
Examiner : Steven B. Pollicoff  
Art Unit : 3728

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

December 20, 2005

(Date)

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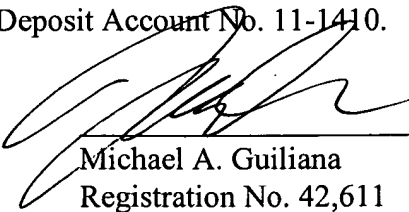
Michael A. Guiliana, Reg. No. 42,611

**Mail Stop Amendment**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing in the above-identified application are the following enclosures:

- (X) Response to Election of Species Requirement in 2 pages.
- (X) Return prepaid postcard.
- (X) Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

  
Michael A. Guiliana  
Registration No. 42,611  
Attorney of Record  
Customer No. 20,995  
(949) 760-0404



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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant	:	John McDonald et al.	)	Group Art Unit 3728
Appl. No.	:	10/726,256	)	
Filed	:	December 2, 2003	)	I hereby certify that this correspondence and all
For	:	SUSPENSION PACKAGING	)	marked attachments are being deposited with the
		ASSEMBLY	)	United States Postal Service as first-class mail in
Examiner	:	Steven B. Pollicoff	)	an envelope addressed to: Commissioner for
			)	Patents, P.O. Box 1450, Alexandria, VA 22313-
			)	1450, on
			)	December 20, 2005
			)	(Date)
			)	Michael A. Guiliana, Reg. No. 42,611

RESPONSE TO ELECTION OF SPECIES REQUIREMENT

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Election of Species Requirement set forth in the Office Action dated November 21, 2005, Applicants hereby elect Species I (Figures 1-8) for prosecution in the present application. Claims 33-46 and 63-68 read on the elected Species.

The present election is being made with traverse. Applicants submit that it is well established that:

If the search and examination of an entire application can be made without **serious burden**, the examiner **must** examine it on the merits, **even though it includes claims to independent or distinct inventions.**

M.P.E.P. § 803 (emphasis added).

All of the claims are directed to packaging assemblies and packing assembly kits. A proper search for art related to the elected species would necessarily include the classes and subclasses relevant to a search for the non-elected species. Thus, examination of all the claims would not present a substantial further "serious burden" on the Office.

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Applicants therefore respectfully request that the present election of species requirement be withdrawn.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: December 20, 2005

By: 

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